

**TAB 1**

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

MOBIUS MANAGEMENT SYSTEMS, INC.,	)	
	)	
Plaintiff,	)	
	)	
v.	)	C. A. No. 05-346 (SLR)
	)	
ACARTUS, INC.,	)	
	)	
Defendant.	)	
_____	)	

**[PROPOSED] ORDER OF DISMISSAL AND STAY**

NOW THIS \_\_\_\_ day of \_\_\_\_\_ 2005, having considered Acartus, Inc.'s  
Motion To Dismiss Count V And Stay Any Remaining Claims,

IT IS HEREBY ORDERED THAT:

1. Count V of Plaintiff Mobius Management Systems, Inc.'s Complaint  
(D.I. 1) is dismissed;
2. All residual issues under Counts I-IV of the Complaint are stayed while  
the parties finalize settlement of those claims.

\_\_\_\_\_  
Sue L. Robinson  
UNITED STATES DISTRICT JUDGE